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6 *KeHE Distributors of Nevada, LLC and*
7 *KeHE Distributors, Inc.,*

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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

OHIO SECURITY INSURANCE COMPANY,
a company organized under the laws of the State
of New Hampshire; PEERLESS INDEMNITY
INSURANCE COMPANY, a company
organized under the laws of the State of Illinois;
THE OHIO CASUALTY INSURANCE
COMPANY, a company organized under the
laws of the State of New Hampshire; WEST
AMERICAN INSURANCE COMPANY, a
company organized under the laws of the State
of Indiana,

Plaintiffs,

vs.

AFFINITYLIFESTYLES.COM, INC. d/b/a
REAL WATER, a Nevada Corporation; REAL
WATER, INC., a Delaware Corporation;
REAL WATER OF TENNESSEE, LLC;
COSTCO WHOLESALE CORPORATION, a
Washington corporation; KEHE
DISTRIBUTORS OF NEVADA, LLC, a
Delaware limited liability company; NEVADA
BEVERAGE CO., a Nevada corporation; T.A., a
minor child, by and through his parents,
BRYAN and SANDRA ABELE; BRYAN
ABELE, individually; SANDRA ABELE,
individually; ALLON ADAR-BURLA,
individually; AGNES ALEKSANDER,

Case No.: 2:25-cv-00399-RFB-EJY

**JOINT MOTION AND ORDER TO
EXTEND THE DEADLINE TO FILE
AN OPPOSITION TO PLAINTIFFS'
MOTION FOR ORDER TO DEPOSIT
FUNDS IN THE COURT'S
REGISTRY; MEMORADUM OF
POINTS AND AUTHORITIES IN
SUPPORT THEREOF (ECF NO. 8)**

(First Request)

1 individually; PETER ANTHONY
2 ARAMBULA, individually; YVONNE
3 ARNONE, individually; SILVIYA
4 ATANASOVA also known as SLYVIA
5 ATANASOVA, individually; RICHARD
6 BELSKY, individually; KRISTINA A.
7 ALLAN, formerly KRISTINA A. BIENEK,
8 individually; ANDRIA BORDENAVE,
9 individually; JEREME BOTIZ, individually;
10 CATHERINE BRITTON, individually;
11 MIRIAM BRODY, individually; HUNTER
12 BROWN, individually; PAMELA BROWN,
13 individually; SARAH CALLOVI, individually;
14 ARIKA CARRIER, individually, and on behalf
15 of his minor children H.C. and F.C.; RYAN
16 CARRIER, individually, and on behalf of his
17 minor children H.C. and F.C.; NICOLE
18 CHANG, individually; CRYSTAL CHOBAC,
19 individually; JENNA CONSIGLIO,
20 individually; NIEGAL DAVIS-RICHARD,
21 individually; JAMES DELMAR, individually;
22 VANYA DIAZ, individually; TYLER
23 DIELMANN, individually; KATHLEEN
24 GACIAS, individually; MATTHEW
25 GONZALEZ, individually; TINA
26 HARTSHORN, individually; TIQUIONTE
27 HENRY, individually; JUAN DWAYNE
28 HIGH, individually; JAMES HU, individually;
MYLES HUNWARDSSEN, individually;
ESTATE OF MILO HURST; TEVIS HURST,
individually and as Administratrix of the
ESTATE OF MILO HURST; YANIV ITTAH,
as special administrator of the ESTATE OF
ADIR ITTAH (DECEDENT); BLAIN JONES,
individually; CINDY JONES, individually;
LORRAINE A. KALAYANAPRAPRUIT,
individually; L.K., a minor child, by and
through her natural parents KOUROSH
KAVEH and JILL RAW; KOUROSH KAVEH,
individually; JILL RAW, individually; LISA
KING, individually; JOHN KURHANEWICZ,
individually; SHELBY KURHANEWICZ,
individually; GINGER LAND-VAN BUUREN,
individually; VINCENT LINKE, individually;
CARY MANO, individually; JOSE
MARTINEZ, individually; GRAY
MAYNARD, individually; ROBERT L.

1 MCGOVERN, individually; RUDY
2 MORALES, individually; S.M., a minor child,
3 by and through his father JORGE MORALES;
4 JORGE MORALES, individually; KARLA
5 MORENO, individually; CHRISTIAN
6 MORIMANDO, individually; GLEN MORRIS,
7 individually; LORENZO MUNIZ, individually;
8 CHERYL NALLY also known as CHERYL
9 NALL, individually; MONICA BRANCH
10 NOTO, individually; ABRAHAM OLVERA,
11 individually; BRENDA ALANIZ, as guardian
12 ad litem for ABRAHAM OLVERA; BRUCE
13 PARENT, individually; ANDREA PROKOVA,
14 individually; CHERI RASMUSSEN,
15 individually; JESCE RICHT, individually;
16 JUDITH RYERSON, as Special Administratrix
17 of the ESTATE OF KATHLEEN RYERSON
18 and as heir of KATHLEEN MUSTAIN
19 RYERSON (DECEDENT); RICHARD
20 RYERSON, as heir of KATHLEEN MUSTAIN
21 RYERSON (DECEDENT); PATRICIA
22 SUTHERLAND, as heir of KATHLEEN
23 MUSTAIN RYERSON (DECEDENT);
24 JAZMIN SCHAFFER, individually; CANDICE
25 SHARAPOV, individually; L.S., a minor child,
26 by and through his parents NIKOLAY and
27 CANDICE SHARAPOV; Z.S., a minor child,
28 by and through her parents NIKOLAY and
CANDICE SHARAPOV; NIKOLAY
SHARAPOV, individually; CHRISTINA
SOSA, individually; CAROLYN STRONG,
individually; LI CHING TAO, individually;
DANIEL TAYLOR, individually; JOSEPH
TEGANO, individually; NATHAN
VINCELETTE, individually; MONICA
VOZZA, individually; STEVEN WADKINS,
individually; DAISY WEI, individually;
L.Y.W., a minor child by and through her
mother SANTE WILLIAMS; L.O.W., a minor
child by and through her mother SANTE
WILLIAMS; SANTE WILLIAMS,
individually; BRANDY WREN, individually;
CHRISTOPHER BRIAN WREN, individually;
C.N.W., a minor child by and through his
Guardian Ad Litem CHRISTOPHER BRIAN
WREN and EMELY WREN; EMELY WREN,
individually; GRACE ZIMMERMAN,

1 individually, and DOES 1 through 100,
2 inclusive,

3 Defendants.

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5 Pursuant to Local Rules IA 6-1 and 6-2, Defendants, KeHE Distributors of Nevada, LLC
6 (“KDN”), and KeHE Distributors, Inc. (“KDI”), (collectively “Defendants”) through their
7 counsel of record Jeffrey R. Hall and Christina M. Alexander of the law firm of Hutchison &
8 Steffen, PLLC, and Ohio Security Insurance Company, Peerless Indemnity Insurance Company,
9 The Ohio Casualty Insurance Company, and West American Insurance Company (collectively
10 “Plaintiffs”), by and through their counsel of record, jointly move that Defendants shall have
11 additional time to file their responsive pleading to the Complaint in Interpleader (ECF No. 1)
12 (the “Complaint”). There should be no opposition to this joint motion, as all interested parties
13 (though not all parties in the case) have agreed to this extension.
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16 The Complaint was filed on March 5, 2025 and served upon KDN on March 14, 2025.
17 KDI was not served with the Complaint in Interpleader but has agreed to accept service of the
18 complaint in exchange for the extension described herein.¹ In consideration of KDI accepting
19 service of the Complaint, the Parties stipulate and agree that KeHE’s deadline to file a
20 responsive pleading to the Complaint is extended to **April 25, 2025**.

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22 This joint motion is made in good faith and not for purposes of delay. KDI agreed to
23 accept service of the Complaint in exchange for the extension for both KDI and KDN. As such,
24 good cause exists for this extension.
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1 KDI is not identified in the caption of Plaintiffs’ Complaint in Interpleader but is identified as a
defendant in the body of the complaint.

1 This is the first motion for extension of time to file a responsive pleading.

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3 Dated this 24th day of April, 2025.

4 **HUTCHISON & STEFFEN, PLLC**

5 */s/ Jeffrey R. Hall*

6 Jeffrey R. Hall (9572)
7 Christina M. Alexander (9360)
8 10080 W. Alta Drive, Suite 200
Las Vegas, Nevada 89145

9 *Attorneys for*
10 *KeHE Distributors of Nevada, LLC and*
11 *KeHE Distributors, Inc.,*

Dated this 24th day of April, 2025.

DUANE MORRIS, LLP

/s/ Daniel Heidtke

Dominica C. Anderson (SBN 2988)
Daniel B. Heidtke (SBN 12975)
-- and --

SPENCER FANE, LLP

Richard F. Holley (SBN 3077)
Mary E. Bacon (SBN 12686)

-- and --

CHOATE, HALL & STEWART LLP

Douglas R. Gooding (admitted *pro hac*
vice) Jonathan D. Marshall (admitted *pro*
hac vice)

Attorneys for Plaintiffs Ohio Security
Insurance Company, Peerless Indemnity
Insurance Company, The Ohio Casualty
Insurance Company, and West American
Insurance Company

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19 **IT IS SO ORDERED.**

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22 UNITED STATES MAGISTRATE JUDGE

23 DATED: April 25, 2025
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